

ORDINANCE 800-08-21

AN ORDINANCE AMENDING ORDINANCE 757-02-2020 ADOPTING RULES FOR THE USE OF THE VILLAGE COMPOST SITE AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Roaming Shores, Ohio:

SECTION 1: The Village compost site shall be open year round from 9 am to a half hour before sunset. - The Village Mayor, or designee, is hereby authorized to issue Village residents or property owners a daily key to access to the Village compost site for the purpose of depositing appropriate organic material for compost. To obtain a daily key, the Village resident shall complete a form prescribed by the Mayor, demonstrating that they are a village resident or property owner, or validly registered contractor, and deposit the same with the Mayor or the Mayor's designee. The daily key must be returned to the designated dropbox by sunset of the day it was issued, except that a key issued on a Friday or Saturday shall be returned no later than the following Monday morning by 9:00 a.m.

SECTION 2. Dropoff of yard debris and other yard waste at the Village compost facility shall be governed by the following:

- 1) Only yard waste shall be dropped off at the Village compost pile, consisting of only leaves, grass clippings, roots, bushes and limbs or trees no more than 4 inches in diameter and eight feet long. No stumps or plastic bags or other inorganic material shall be dropped off at the site.
- 2) Only residents or property owners of Roaming Shores Village, or their contractors validly registered with the Village, may drop off yard waste at the compost facility.
- 3) No person shall dispose of any yard waste as described above at the village compost site unless the waste originated from within the Village.

In lieu of a daily access key, a validly registered contractor with the Village may lease from the Village an annual key to the Village compost site valid from January 1st to December 31st annually. Such contractor shall complete a form as prescribed by the Village Mayor and shall pay an annual fee of \$500 fee to the Village, without pro-ration, and beginning January 1, 2022 and continuing thereafter each year.

SECTION 3. No person shall:

- a) Fail to return a key within the designated 24 hour rule or seasonal pass.
- b) Violate any other term or condition of this ordinance
- c) Interfere with the use of any camera on the compost site so as to render it inactive, including but not limited to covering the camera or otherwise interfering with its use or operation.
- d) Recklessly or knowingly assisting another in violation of this ordinance.

SECTION 4. Penalties

- a) Anyone found violating Section 3(a) shall be fined \$50, and each day the key is not returned shall be a separate violation.
- b) Anyone found violating 3(b)(c) or (d) shall be guilty of a first degree misdemeanor subject to a maximum of six months in jail and/or \$1,000.00 fine.
- c) Anyone found violating this ordinance shall be denied access to the compost site
- d) Nothing in this ordinance shall restrict or prohibit the Village from seeking civil sanctions against violators.

SECTION 5. That it is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 6 This ordinance is deemed an emergency for the health, safety and welfare of the community as the Village can no longer keep up with the amount of debris coming into the compost site, and therefore this ordinance shall take effect immediately upon passage.

PASSED this _____ day of _____, 2021.

Jennie D'Amicone

ATTEST:

Leeann Moses, Clerk/Treasurer

Kyle B. Smith, Solicitor

I hereby certify that a summary of the foregoing ordinance was published twice by the Gazette News on the following dates, _____ and _____, 2021

Village Clerk